

IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

JOSEPH KELLY DINGLER,	)	
# 00149118,	)	
Petitioner,	)	
vs.	)	No. 3:22-CV-1252-D (BH)
	)	
ROCKWALL COUNTY COURT #2, et al.,	)	
Respondents.	)	Referred to U.S. Magistrate Judge <sup>1</sup>

ORDER

On July 18, 2022, it was recommended that this habeas action be dismissed under Fed. R. Civ. P. 41(b) for failure to prosecute or comply with a court order because the petitioner had failed to file an amended petition and pay the filing fee within thirty days as ordered. (*See* doc. 5.) The petitioner contends that he did not receive the *Notice of Deficiency and Order* dated June 10, 2022 (doc. 3.) (*See* doc. 9.) In order to provide him another opportunity to comply with the order, the findings, conclusions, and recommendation for dismissal are hereby **VACATED**. A second *Notice of Deficiency and Order* will be issued contemporaneously with this order.

SO ORDERED this 22nd day of July, 2022.

  
IRMA CARRILLO RAMIREZ  
UNITED STATES MAGISTRATE JUDGE

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<sup>1</sup> By *Special Order No. 3-251*, this habeas case has been automatically referred for findings and recommendation.